

07-15-04

EXPRESS MAIL NO. EV335396090US

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Brian Wells et al.
Application No. : 10/817,052
Filed : April 2, 2004
For : FUEL CELL SYSTEM METHOD, APPARATUS AND
SCHEDULING

Docket No. : 130109.405C1
Date : July 14, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents:


In accordance with 37 CFR 1.56 and 1.97 through 1.98, applicants wish to make known to the U.S. Patent and Trademark Office the references set forth on the attached Form PTO-1449. Applicants note that since the application filing date is after June 30, 2003, copies of the cited U.S. patents and published patent applications are not required and accordingly have not been provided. Copies of all other cited references are enclosed. As to any reference cited, applicants do not admit that it is "prior art" under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 CFR 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicants' duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

Please acknowledge receipt of this Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

Applicants believe this Information Disclosure Statement has been timely filed, however, the Director is authorized to charge any fee due by way of this Information Disclosure Statement to our Deposit Account No. 19-1090.

Respectfully submitted,

Seed Intellectual Property Law Group PLLC

A handwritten signature in black ink, appearing to read 'Frank Abramonte', written over a horizontal line.

Frank Abramonte

Registration No. 38,066

Enclosures:

Postcard

Form PTO-1449

Cited References (17)

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Fax: (206) 682-6031

498099

FORM PTO-1449 (REV. 7-80) JUL 14 2004 OIPE PATENT & TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 130109.405C1	APPLICATION NO. 10/817,052
	APPLICANTS Brian Wells et al.			
	FILING DATE April 2, 2004		GROUP ART UNIT	

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	2,988,656	06/13/61	Grobel	310	53	
	AB	4,078,893	03/14/78	Gilman et al.	23	253 TP	
	AC	4,197,675	04/15/80	Kelly	49	31	
	AD	5,074,137	12/24/91	Harris et al.	73	31.02	
	AE	5,132,663	07/21/92	Strobl et al.	340	438	
	AF	5,199,396	04/06/93	Shelef et al.	123	198 D	
	AG	5,392,873	02/28/95	Masuyama et al.	180	68.5	
	AH	5,397,655	03/14/95	Bette et al.	429	13	
	AI	5,478,662	12/26/95	Strasser et al.	429	13	
	AJ	5,763,113	06/09/98	Meltser et al.	429	13	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	
					YES	NO
	AK	60-158557	08/19/85	JP (+ Abstract in English)		
	AL	60-212966	10/25/85	JP (+ Abstract in English)		
	AM	63-241876	10/07/88	JP (+ Abstract in English)		
	AN	2-78159	03/19/90	JP (+ Abstract in English)		
	AO	4-115467	04/16/92	JP (+ Abstract in English)		

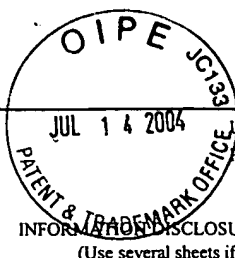
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

AP	Esp@cenet database, abstract for JP 2000-009685, January 14, 2000.
AQ	
AR	

EXAMINER

DATE CONSIDERED

* EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant(s).



EXPRESS MAIL NO. EV335396090US

Sheet 2 of 3FORM PTO-1449
(REV.7-80)

JUL 14 2004

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.
130109.405C1APPLICATION NO.
10/817,052INFORMATION DISCLOSURE STATEMENT
(Use several sheets if necessary)APPLICANTS
Brian Wells et al.FILING DATE
April 2, 2004

GROUP ART UNIT

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	BA	5,945,229	08/31/99	Meltser et al.	429	13	
	BB	6,028,414	02/22/00	Chouinard et al.	320	110	
	BC	6,124,054	09/26/00	Gorman et al.	429	34	
	BD	6,140,820	10/31/00	James	324	434	
	BE	6,159,626	12/12/00	Keskula et al.	429	22	
	BF	6,290,594	09/18/01	Osborne	454	75	
	BG	6,461,751	10/08/02	Boehm et al.	429	13	
	BH	6,492,043	12/10/02	Knights et al.	429	13	
	BI	6,497,971	12/24/02	Reiser	429	13	
	BJ	6,519,510	02/11/03	Margiott et al.	700	299	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	
					YES	NO
	BK	4-220955	08/11/92	JP (+ Abstract in English)		
	BL	6-84536	03/25/94	JP (+ Abstract in English)		
	BM	7-325075	12/12/95	JP (+ Abstract in English)		
	BN	8-162138	06/21/96	JP (+ Abstract in English)		
	BO	8-185879	07/16/96	JP (+ Abstract in English)		

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

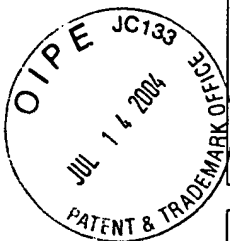
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	BQ		
	BR		

EXAMINER

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FORM PTO-1449 (REV.7-80)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 130109.405C1		APPLICATION NO. 10/817,052	
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)				APPLICANTS Brian Wells et al.		GROUP ART UNIT	
				FILING DATE April 2, 2004			
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*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	CA	2001/0018142	08/30/01	Kato et al.	429	22	
	CB	2003/0003333	01/02/03	Haridoss	429	22	
	CC	2003/0022031	01/30/03	Manery	429	7	
	CD	2003/0022036	01/30/03	Parr	429	22	
	CE	2003/0022037	01/30/03	Parr et al.	429	22	
	CF	2003/0022038	01/30/03	Vaal et al.	429	22	
	CG	2003/0022040	01/30/03	Wells	429	23	
	CH	2003/0022041	01/30/03	Barton et al.	429	23	
	CI	2003/022042	01/30/03	Wells et al.	429	23	
	CJ	2003/022045	01/30/03	Wells et al.	429	26	
	CK	2003/022050	01/30/03	Barton et al.	429	34	
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION		
					YES	NO	
	CL	8-250139	09/27/96	JP (+ Abstract in English)			
	CM	WO 00/02282	01/13/00	WIPO			
	CN	0 982 788 A2	03/01/00	EP			
	CO	1 037 041 A2	09/20/00	EP			
	CP	WO 00/74162 A1	12/07/00	WIPO			
	CQ	WO 01/26174 A1	04/12/01	WIPO			
OTHER PRIOR ART <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>							
	CR						
EXAMINER				DATE CONSIDERED			
* EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance <u>and</u> not considered. Include copy of this form with next communication to applicant(s).							



TRANSMITTAL FORM (To be used for all correspondence after initial filing)	Application Number	10/817,052
	Filing Date	April 2, 2004
	First Named Inventor	Brian Wells
	Art Unit	
	Examiner Name	
	Attorney Docket No.	130109.405C1

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement; Form PTO-1449 <input checked="" type="checkbox"/> Cited References <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Declaration <input type="checkbox"/> Statement under 37 CFR 3.73(b) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund	<input type="checkbox"/> CD(s), Number of CD(s) _____ <input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Additional Enclosure(s) (please identify below): _____ _____ _____
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Individual Name	Frank Abramonte	Customer Number 00500
Signature		
Date	July 14, 2004	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	SENT VIA EXPRESS MAIL	
Signature		Date:

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. 498095